Docket: 50T5577.01



DEC 2 7 2004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Hiroshi Yoshino et al.

Application No.: Date Filed:

10/749,023 12/30/2003

Title:

METHOD AND APPARATUS FOR STORING AND ACCESSING ON A REMOTE SERVER DIGITAL CONTENT OBTAINED FROM A PERSONAL

DIGITAL LIBRARY

Group Art Unit.:

2142

Atty. Docket No.:

50T5577.01

## INFORMATION DISCLOSURE STATEMENT (IDS)

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## SIR:

In accordance with 37 C.F.R. §1.56 and in compliance with 37 C.F.R. §§1.97 and 1.98, the references listed on attached Form PTO/SB/08 and/or subsequently identified herein, are being submitted herewith for consideration by the United States Patent and Trademark Office.

| I.     | COPIE:<br>a.⊠<br>b.□           | A legible copy of (i) eacaused it to be listed; and listed, is included herewing Any patents, publications not enclosed herewith w | ach foreign patent; (ii) each public<br>d (iii) all other information or that ith.<br>s or other information which are lis<br>ere previously cited by or submitte<br>thich has been relied upon for an                        | portion which caused it to be ted on PTO/SB/08 which are ed to the PTO in one of the |
|--------|--------------------------------|--|---|--|
|        |                                | U.S. Serial Number   |   | U.S. Filing Date   |
| II.    | CONCII<br>a. ⊠<br>b. □<br>c. □ | Except as may be indicat<br>other information are in the<br>A concise explanation of<br>listed that is not in the En               | THE RELEVANCE (check at least of ed below in (b) of this section, all of the English language (concise explains the relevance of all patents, publications language is as follows: information is provided for the Example 1. | of the patents, publications or nation not required). cations or other information   |
| III. 🗌 | The Exa                        | y be related to the prese  | FED APPLICATION(S)  following co-pending applications ent application. By bringing this does (do) not waive the confidenti  | (these) applications to the  |
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## **FEES**

| IV. 🔀  | THIS I                          | DS IS BEING FILED UNDER 37 C.F.R. §1.97(b): (check one box) within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d) (37 C.F.R. §1.97(b)(1)). No fee or statement is required.   |
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|        | b.□<br>c.⊠                      | within three months of the date of entry of the national stage as set forth in § 1.491 in ar international application (37 C.F.R. §1.97(b)(2)). No fee or statement is required. before the mailing date of a first Office Action on the merits (37 C.F.R. §1.97(b)(3)). No   |
|        | d.                              | fee or statement is required. before the mailing date of a first Office Action after the filing of a request for continued examination under § 1.114 (37 C.F.R. § 1.97(b)(4)). No fee or statement is required.   |
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| VI. 🗌  | THIS II<br>on or be<br>1)<br>2) | OS IS BEING FILED UNDER 37 C.F.R. §1.97(d): efore payment of the issue fee and is accompanied by the following: a statement under 37 C.F.R. §1.97(e) as provided below; and charge deposit account 50-1047 the petition fee set forth in §1.17(p).  |
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It is Applicant(s)' opinion that the claims presently on file patently distinguish the present invention from each of these references. The above references are being cited only in the interests of candor and without any admission that they constitute statutory prior art or contain matter which anticipates the invention or which would render the same obvious, either singly or in a combination, to a person of

If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule (with a petition if necessary) and charge the appropriate fee to

Respectfully submitted,

MAYER FORTKORT & WILLIAMS Customer Number 27774

Stuart H. Mayer Attorney for Applicant(s)

Reg. No. 35,277 Tel.: 908-518-7700 FAX: 908-518-7795

Enclosures:

PTO/SB/08

References; US patents omitted, as not required

Foreign Search Report

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| INFORMATION DISCLOSURE                   |                    |    |   | Application Number     | 10/749,023             |   |  |
|  |                    |    |   | Filing Date            | 12/30/2003             |   |  |
| STATEMENT BY APPLICANT                   |                    |    |   | First Named Inventor   | Hiroshi Yoshino et al. |   |  |
| (4.00 00                                 |                    |    |   | Group Art Unit         | 2142                   |   |  |
| (use as many sheets as necessary)  Sheet |                    |    |   | Examiner Name          | Unassigned             |   |  |
| Sneet                                    |                    | of | 2 | Attorney Docket Number | 50T5577.01             | * |  |

| Examiner Initials* | Cite<br>No. 1 | U.S. Pater   | t Document     | Name of Patentee or Applicant of Cited Document | Patent Date |  |
|--------------------|---------------|--------------|----------------|---|-------------|--|
|                    |               | Number       | Class/Subclass |   | MM-DD-YYYY  |  |
|                    | 1.            | 6,430,530 B1 | 704/229        | Ng  | 08/06/2002  |  |
|                    | 2.            | 6,577,735 B1 | 380/286        | Bharat  | 06/10/2003  |  |
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|-----------------------|--------------------------|-----------------------|------------|-----------------------------|---------------------------------------|--|
|                       |                          | Number Class/Subclass |            | Applicant of Cited Document | MM-DD-YYYY                            |  |
|                       | 1.                       | 2001/0030238 A1       | 235/492    | Arisawa                     | 10/18/2001                            |  |
|                       | 2.                       | 2002/0073042 A1       | 705/64     | Maritzen et al.             | 06/13/2002                            |  |
|                       | 3.                       | 2002/0105861 A1       | 369/2      | Leapman                     | 08/8/2002                             |  |
|                       | 4.                       | 2002/0146122 A1       | 380/231    | Vestergaard et al.          | 10/10/2002                            |  |
|                       | 5.                       | 2003/0014328 A1       | 705/26     | Lindner                     | 01/16/2003                            |  |
|                       | 6.                       | 2003/0061301 A1       | 709/217    | Chethik et al.              | 03/27/2003                            |  |
|                       | 7.                       | 2003/0177073 A1       | 705/26     | Ogai                        | 09/18/2003                            |  |
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| Examiner Cite No. 1   |       |                                       | Foreign Patent      | Document       | Name of Patentee or Applicant of Cited   | Date of Publication T | Tr       |
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|                       | No. 1 | Office <sup>3</sup>                   | Number <sup>4</sup> | Class/Subclass | Document Doc |                       |          |
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| Examiner<br>Signature |       | <u> </u>                              |                     |                | Date<br>Considered   |                       | <u> </u> |

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<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English Language Translation is attached.

| Docket             | No.: 50T5577      |       | 1 P & 4 2  |                        |                        |   |
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| Substitute for for | m 1449A/PTO       | 10    | TRADETARON | Сот                    | plete if Known         |   |
| INFORMAT           | TON DICCL OCK     | \%    | 20         | Application Number     | 10/749,023             |   |
|                    | ION DISCLOSU      | JKE 🔨 | CHADETT    | Filing Date            | 12/30/2003             | _ |
| STATEMEN           | IT BY APPLICA     | NT    |            | First Named Inventor   | Hiroshi Yoshino et al. | _ |
|                    |                   |       |            | Group Art Unit         | 2142                   | _ |
| (use as many shee  | ets as necessary) |       |            | Examiner Name          | Unassigned             | _ |
| Sheet              | 2                 | of    | 2          | Attorney Docket Number | 50T5577 01             | _ |

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|                       | T             | OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS   |                |
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| Examiner<br>Initials* | Cite<br>No. 1 | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>2</sup> |
|                       | 1.            | NIC GARNETT ET AL., "Fair Use by Design. Session 3: What DRM can and cannot doand what it is or isn't doing today. 12 <sup>th</sup> Conference on Computers, Freedom & Privacy, San Francisco, April 16 <sup>th</sup> -19 <sup>th</sup> , 2002, 6 pp.           |                |
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